

1 DANIEL G. BOGDEN
2 United States Attorney
3 Nevada State Bar No. 2137
MICHAEL A. HUMPHREYS
4 Assistant United States Attorney
Lloyd D. George United States Courthouse
333 Las Vegas Boulevard South, Suite 5000
Las Vegas, Nevada 89101
5 Telephone: (702) 388-6336
Facsimile: (702) 388-6787
6 Counsel for Plaintiff

7

8

9

10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 UNITED STATES OF AMERICA,)
13 Plaintiff,)
14 v.) 2:13-CR-368-JAD-(VCF)
15 WILLIAM C. THOMPSON,)
DAVID YODER, and)
ERIC MONSIVAIS,)
17 Defendants.)

18 **BILL OF PARTICULARS FOR FORFEITURE OF PROPERTY**

19 The United States of America, by and through Daniel G. Bogden, United States Attorney for the
20 District of Nevada, and Michael A. Humphreys, Assistant United States Attorney, hereby files the
21 following Bill of Particulars for Forfeiture of Property.

22 This Bill of Particulars for Forfeiture of Property is a clarification of, and is more specific than,
23 the Forfeiture Allegations of the Superseding Criminal Indictment, and the United States hereby gives
24 notice to the defendants of this clarification and specificity with this Bill of Particulars concerning the
25 forfeiture of property:

26 . . .

FORFEITURE ALLEGATION ONE

1 Child Exploitation Enterprise; Conspiracy to Produce Child Pornography;
2 Conspiracy to Distribute Child Pornography

3 1. The allegations contained in Counts One, Three, and Five of this Superseding Criminal
4 Indictment are hereby realleged and incorporated herein by reference for the purpose of alleging forfeiture
5 pursuant to Title 18, United States Code, Section 2253(a)(1).

6 2. Upon conviction of any of the felony offenses charged in Counts One, Three, and Five of this
7 Superseding Criminal Indictment,

8 **WILLIAM C. THOMPSON,
9 DAVID YODER, and
ERIC MONSIVAIS,**

10 defendants herein, shall forfeit to the United States of America, any visual depiction described in Title 18,
11 United States Code, Sections 2251(a) and (e), 2252(a)(2) and (a)(4)(B), and 2252A(a)(3) and (b)(1), or any
12 book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction,
13 which was produced, transported, mailed, shipped, or received in violation of Title 18, United States Code,
14 Sections 2251(a) and (e), 2252(a)(2) and (a)(4)(B), and 2252A(a)(3) and (b)(1):

15 1. Dell computer tower, Model No. Vostro 400, Serial No. D2CXRF1. This computer
16 contained a Seagate 1 TB SATA hard drive, Model No. ST1000DM003, Serial No.
SIDOMRJQ;

17 2. Hitachi 2TB external hard drive, Model No. HTOLDNB20001BBB, Serial No.
F31G2NXD;

18 3. Western Digital 1TB hard drive, Model No. WD10EADS, Serial No. WCAV5M930266.

19 4. San Disk Card Reader;

20 5. San Disk 16GB Compact Flash Card;

21 6. Panasonic Video Camera, Model No. SDR-H85P, Serial No. J01Al8002;

22 7. 2 micro video cassettes;

23 8. Proof of residence documents;

26 ///

- 1 9. Compaq Presario laptop computer, Model No. CQ57, Serial No. 5CB2174R1P. This laptop
2 contained a Seagate 320GB SATA hard drive, Model No. ST9320325AS, Serial No.
6VDFR10V;
- 3 10. Canon Mark II digital camera, Serial No. 4252102526;
- 4 11. Emachines desktop computer, Model No. EL1850, Serial No.
5 PTNBK02012040038589600. This computer contained a 500GB SATA hard drive, Model
6 No. HDS721050CLA362, Serial No. HE1BIMMT;
- 7 12. Gateway desktop computer, Model No. DX4860-UB33P, Serial No.
8 PTGCPP200420400EF66300. This computer contained a Western Digital 1TB SATA hard
drive, Model No. WD10EARX, Serial No. WMCOT0032462;
- 9 13. Compaq Presario desktop computer, Model No. SR5034X, Serial No. MXX71406PP. This
10 computer contained a Samsung 160GB SATA hard drive, Model No. HD160JJ/P, Serial
No. SODFJ1GP107611;
- 11 14. Apple iPhone 4S, Model No. A1387, Serial No. CBPH20MGDTDW, IME No.
12 99000110136386. Sprint mini SIM card. No. 8901010008831126638F;
- 13 15. 100 CD's and DVD's;
- 14 16. 13 CD's and DVD's;
- 15 17. Hitachi DVD Cam, Serial No. 50320241;
- 16 18. Sony Digital Camera, Model No. MVC-FD100, Serial No. 500023. This device has no
17 internal memory, but has media card and a 3.5 inch floppy diskette. The media card has
18 128MB of memory;
- 19 19. Kodak digital camera, Model No. Easyshare Z710, Serial No. KCXGG64336528;
- 20 20. Kodak digital camera, Model No. Z981, Serial No. KVYMN02061276;
- 21 21. A Black HP laptop model, G6-2237US, Serial#5CD2490UMC;
- 22 22. A Toshiba Satellite C655D-S5209 laptop, Serial #7B231863Q;
- 23 23. A Toshiba Satellite C55D-A5304 laptop, Serial #YD280824Q;
- 24 24. A Black Seagate Expansion Desktop Drive, P/N 1D7AP3-500, Serial #NA4K688Y;
- 25 25. An Apple iPhone in black case, model number A1332;
- 26 26. An Apple iPhone without a case, model number A1387;

- 1 27. A black Samsung cellular flip phone, model SPH-M270;
- 2 28. A black digital Canon EOS camera, Serial #3211600699, Model DS126201;
- 3 29. A Cannon Rebel XSi camera, model number DS126181, Serial #0670215963, containing
4 one 2 GB SD card;
- 5 30. A Nikon D700 digital camera, Serial #3114091, containing 2 SD cards, (1) 8 GB, (1) 16
6 GB;
- 7 31. An Apple iPhone, FCC ID: BCG-E2422A;
- 8 32. An Apple iPhone, FCC ID: BCG-E2430A;
- 9 33. A Toshiba External Drive, Serial number: 23EAPV0ZTRE8; and
- 10 34. Any visual depiction or any book, magazine, periodical, film, videotape, or other matter
11 which contains any such visual depiction, which was produced, transported, mailed,
12 shipped, or received in violation of Title 18, United States Code, Sections 2251, 2252, and
13 2252A.

14 All pursuant to Title 18, United States Code, Sections 2251(a) and (e), 2252(a)(2) and (a)(4)(B),
15 2252A(a)(3) and (b)(1), and 2253(a)(1).

16 **FORFEITURE ALLEGATION TWO**

17 Child Exploitation Enterprise; Conspiracy to Produce Child Pornography;
18 Conspiracy to Distribute Child Pornography

19 1. The allegations contained in Counts One, Three, and Five of this Superseding Criminal
20 Indictment are hereby realleged and incorporated herein by reference for the purpose of alleging forfeiture
pursuant to Title 18, United States Code, Section 2253(a)(2).

21 2. Upon conviction of any of the felony offenses charged in Counts One, Three, and Five of this
22 Superseding Criminal Indictment,

23
24 **WILLIAM C. THOMPSON,
DAVID YODER, and
ERIC MONSIVAIS,**

25
26 ///

1 defendants herein, shall forfeit to the United States of America, any property, real or personal, constituting
2 or traceable to gross profits or other proceeds obtained from violations of Title 18, United States Code,
3 Sections 2251(a) and (e), 2252(a)(2) and (a)(4)(B), and 2252A(a)(3) and (b)(1) (“property”).

4 3. If any property being subject to forfeiture pursuant to Title 18, United States Code, Section
5 2253(a)(2), as a result of any act or omission of the defendants –

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

11 it is the intent of the United States of America, pursuant to Title 21, United States Code, Section 853(p), to
12 seek forfeiture of any properties of the defendants for the property listed above.

13 All pursuant to Title 18, United States Code, Sections 2251(a) and (e), 2252(a)(2) and (a)(4)(B),
14 2252A(a)(3) and (b)(1), and 2253(a)(2).

FORFEITURE ALLEGATION THREE

CRIMINAL ALLEGATION THREE
Child Exploitation Enterprise; Conspiracy to Produce Child Pornography;
Conspiracy to Distribute Child Pornography

18 1. The allegations contained in Counts One, Three, and Five of this Superseding Criminal
19 Indictment are hereby realleged and incorporated herein by reference for the purpose of alleging forfeiture
20 pursuant to Title 18, United States Code, Section 2253(a)(3).

21 2. Upon conviction of any of the felony offenses charged in Counts One, Three, and Five of this
22 Superseding Criminal Indictment.

**WILLIAM C. THOMPSON,
DAVID YODER, and
ERIC MONSIVAINS.**

25 defendants herein, shall forfeit to the United States of America, any property, real or personal, used or
26 intended to be used to commit or to promote the commission of Title 18, United States Code, Sections

1 2251(a) and (e), 2252(a)(2) and (a)(4)(B), and 2252A(a)(3) and (b)(1) or any property traceable to such
2 property:

- 3 1. Dell computer tower, Model No. Vostro 400, Serial No. D2CXRF1. This computer
4 contained a Seagate 1 TB SATA hard drive, Model No. ST1000DM003, Serial No.
SIDOMRJQ;
- 5 2. Hitachi 2TB external hard drive, Model No. HTOLDNB20001BBB, Serial No.
F31G2NXD;
- 6 3. Western Digital 1TB hard drive, Model No. WD10EADS, Serial No. WCAV5M930266.
- 7 4. San Disk Card Reader;
- 8 5. San Disk 16GB Compact Flash Card;
- 9 6. Panasonic Video Camera, Model No. SDR-H85P, Serial No. J01Al8002;
- 10 7. 2 micro video cassettes;
- 11 8. Proof of residence documents;
- 12 9. Compaq Presario laptop computer, Model No. CQ57, Serial No. 5CB2174R1P. This laptop
13 contained a Seagate 320GB SATA hard drive, Model No. ST9320325AS, Serial No.
6VDFR10V;
- 14 10. Canon Mark II digital camera, Serial No. 4252102526;
- 15 11. Emachines desktop computer, Model No. EL1850, Serial No.
PTNBK02012040038589600. This computer contained a 500GB SATA hard drive, Model
16 No. HDS721050CLA362, Serial No. HEIBIMMT;
- 17 12. Gateway desktop computer, Model No. DX4860-UB33P, Serial No.
PTGCPP200420400EF66300. This computer contained a Western Digital 1TB SATA hard
18 drive, Model No. WD10EARX, Serial No. WMCOT0032462;
- 19 13. Compaq Presario desktop computer, Model No. SR5034X, Serial No. MXX71406PP. This
20 computer contained a Samsung 160GB SATA hard drive, Model No. HD160JJ/P, Serial
21 No. SODFJ1GP107611;
- 22 14. Apple iPhone 4S, Model No. A1387, Serial No. CBPH20MGDTDW, IME No.
99000110136386. Sprint mini SIM card. No. 8901010008831126638F;
- 23 15. 100 CD's and DVD's;
- 24 16. 13 CD's and DVD's;

- 1 17. Hitachi DVD Cam, Serial No. 50320241;
- 2 18. Sony Digital Camera, Model No. MVC-FD100, Serial No. 500023. This device has no
3 internal memory, but has media card and a 3.5 inch floppy diskette. The media card has
128MB of memory;
- 4 19. Kodak digital camera, Model No. Easyshare Z710, Serial No. KCXGG64336528;
- 5 20. Kodak digital camera, Model No. Z981, Serial No. KVYMN02061276;
- 6 21. A Black HP laptop model, G6-2237US, Serial#5CD2490UMC;
- 7 22. A Toshiba Satellite C655D-S5209 laptop, Serial #7B231863Q;
- 8 23. A Toshiba Satellite C55D-A5304 laptop, Serial #YD280824Q;
- 9 24. A Black Seagate Expansion Desktop Drive, P/N 1D7AP3-500, Serial #NA4K688Y;
- 10 25. An Apple iPhone in black case, model number A1332;
- 11 26. An Apple iPhone without a case, model number A1387;
- 12 27. A black Samsung cellular flip phone, model SPH-M270;
- 13 28. A black digital Canon EOS camera, Serial #3211600699, Model DS126201;
- 14 29. A Cannon Rebel XSi camera, model number DS126181, Serial #0670215963, containing
15 one 2 GB SD card;
- 16 30. A Nikon D700 digital camera, Serial #3114091, containing 2 SD cards, (1) 8 GB, (1) 16
17 GB;
- 18 31. An Apple iPhone, FCC ID: BCG-E2422A;
- 19 32. An Apple iPhone, FCC ID: BCG-E2430A;
- 20 33. A Toshiba External Drive, Serial number: 23EAPV0ZTRE8; and
- 21 34. Any visual depiction or any book, magazine, periodical, film, videotape, or other matter
22 which contains any such visual depiction, which was produced, transported, mailed,
23 shipped, or received in violation of Title 18, United States Code, Sections 2251, 2252, and
24 2252A.

25 All pursuant to Title 18, United States Code, Sections 2251(a) and (e), 2252(a)(2) and (a)(4)(B),

26 2252A(a)(3) and (b)(1), and 2253(a)(3).

1 **FORFEITURE ALLEGATION FOUR**
2 Sexual Exploitation of a Child and Distribution of Child Pornography

3 1. The allegations contained in Counts Two and Four of this Superseding Criminal Indictment are
4 hereby realleged and incorporated herein by reference for the purpose of alleging forfeiture pursuant to
5 Title 18, United States Code, Section 2253(a)(1).

6 2. Upon conviction of any of the felony offenses charged in Counts Two and Four of this
7 Superseding Criminal Indictment,

8 **WILLIAM C. THOMPSON,**

9 defendant herein, shall forfeit to the United States of America, any visual depiction described in Title 18,
10 United States Code, Sections 2251(a) and 2252A(a)(3) and (b)(1), or any book, magazine, periodical, film,
11 videotape, or other matter which contains any such visual depiction, which was produced, transported,
12 mailed, shipped, or received in violation of Title 18, United States Code, Sections 2251(a) and 2252A(a)(3)
13 and (b)(1):

14 1. Dell computer tower, Model No. Vostro 400, Serial No. D2CXRF1. This computer
15 contained a Seagate 1 TB SATA hard drive, Model No. ST1000DM003, Serial No.
S1DOMRJQ;

16 2. Hitachi 2TB external hard drive, Model No. HTOLDNB20001BBB, Serial No.
F31G2NXD;

17 3. Western Digital 1TB hard drive, Model No. WD10EADS, Serial No. WCAV5M930266.

18 4. San Disk Card Reader;

19 5. San Disk 16GB Compact Flash Card;

20 6. Panasonic Video Camera, Model No. SDR-H85P, Serial No. J01A18002;

21 7. 2 micro video cassettes;

22 8. Proof of residence documents;

23 9. Compaq Presario laptop computer, Model No. CQ57, Serial No. 5CB2174R1P. This laptop
24 contained a Seagate 320GB SATA hard drive, Model No. ST9320325AS, Serial No.
6VDFR10V;

10. Canon Mark II digital camera, Serial No. 4252102526;
11. Emachines desktop computer, Model No. EL1850, Serial No. PTNBK02012040038589600. This computer contained a 500GB SATA hard drive, Model No. HDS721050CLA362, Serial No. HEIBIMMT;
12. Gateway desktop computer, Model No. DX4860-UB33P, Serial No. PTGCPP200420400EF66300. This computer contained a Western Digital 1TB SATA hard drive, Model No. WD10EARX, Serial No. WMCOT0032462;
13. Compaq Presario desktop computer, Model No. SR5034X, Serial No. MXX71406PP. This computer contained a Samsung 160GB SATA hard drive, Model No. HD160JJ/P, Serial No. SODFJ1GP107611;
14. Apple iPhone 4S, Model No. A1387, Serial No. CBPH20MGDTDW, IME No. 99000110136386. Sprint mini SIM card. No. 8901010008831126638F;
15. 100 CD's and DVD's;
16. 13 CD's and DVD's;
17. Hitachi DVD Cam, Serial No. 50320241;
18. Sony Digital Camera, Model No. MVC-FD100, Serial No. 500023. This device has no internal memory, but has media card and a 3.5 inch floppy diskette. The media card has 128MB of memory;
19. Kodak digital camera, Model No. Easyshare Z710, Serial No. KCXGG64336528;
20. Kodak digital camera, Model No. Z981, Serial No. KVYMN02061276;
21. A Black HP laptop model, G6-2237US, Serial#5CD2490UMC;
22. A Toshiba Satellite C655D-S5209 laptop, Serial #7B231863Q;
23. A Toshiba Satellite C55D-A5304 laptop, Serial #YD280824Q;
24. A Black Seagate Expansion Desktop Drive, P/N 1D7AP3-500, Serial #NA4K688Y;
25. An Apple iPhone in black case, model number A1332;
26. An Apple iPhone without a case, model number A1387;
27. A black Samsung cellular flip phone, model SPH-M270;
28. A black digital Canon EOS camera, Serial #3211600699, Model DS126201;

- 1 29. A Cannon Rebel XSi camera, model number DS126181, Serial #0670215963, containing
2 one 2 GB SD card;
- 3 30. A Nikon D700 digital camera, Serial #3114091, containing 2 SD cards, (1) 8 GB, (1) 16
4 GB;
- 5 31. An Apple iPhone, FCC ID: BCG-E2422A;
- 6 32. An Apple iPhone, FCC ID: BCG-E2430A;
- 7 33. A Toshiba External Drive, Serial number: 23EAPV0ZTRE8; and
- 8 34. Any visual depiction or any book, magazine, periodical, film, videotape, or other matter
9 which contains any such visual depiction, which was produced, transported, mailed,
10 shipped, or received in violation of Title 18, United States Code, Sections 2251, 2252, and
11 2252A.

12 All pursuant to Title 18, United States Code, Sections 2251(a), 2252A(a)(3) and (b)(1), and
13 2253(a)(1).

14 **FORFEITURE ALLEGATION FIVE**
15 Sexual Exploitation of a Child and Distribution of Child Pornography

16 1. The allegations contained in Counts Two and Four of this Superseding Criminal Indictment are
17 hereby realleged and incorporated herein by reference for the purpose of alleging forfeiture pursuant to
18 Title 18, United States Code, Section 2253(a)(3).

19 2. Upon conviction of any of the felony offenses charged in Counts Two and Four of this
20 Superseding Criminal Indictment,

21 **WILLIAM C. THOMPSON,**
22 defendant herein, shall forfeit to the United States of America, any property, real or personal, used or
23 intended to be used to commit or to promote the commission of Title 18, United States Code, Sections
24 2251(a) and 2252A(a)(3) and (b)(1) or any property traceable to such property:

- 25 1. Dell computer tower, Model No. Vostro 400, Serial No. D2CXRF1. This computer
26 contained a Seagate 1 TB SATA hard drive, Model No. ST1000DM003, Serial No.
SI DOMRJQ;
2. Hitachi 2TB external hard drive, Model No. HTOLDNB20001BBB, Serial No.
F31G2NXD;

- 1 3. Western Digital 1TB hard drive, Model No. WD10EADS, Serial No. WCAV5M930266.
- 2 4. San Disk Card Reader;
- 3 5. San Disk 16GB Compact Flash Card;
- 4 6. Panasonic Video Camera, Model No. SDR-H85P, Serial No. J01A18002;
- 5 7. 2 micro video cassettes;
- 6 8. Proof of residence documents;
- 7 9. Compaq Presario laptop computer, Model No. CQ57, Serial No. 5CB2174R1P. This laptop contained a Seagate 320GB SATA hard drive, Model No. ST9320325AS, Serial No. 6VDFR10V;
- 10 10. Canon Mark II digital camera, Serial No. 4252102526;
- 11 11. Emachines desktop computer, Model No. EL1850, Serial No. PTNBK02012040038589600. This computer contained a 500GB SATA hard drive, Model No. HDS721050CLA362, Serial No. HE1BIMMT;
- 12 12. Gateway desktop computer, Model No. DX4860-UB33P, Serial No. PTGCPP200420400EF66300. This computer contained a Western Digital 1TB SATA hard drive, Model No. WD10EARX, Serial No. WMCOT0032462;
- 13 13. Compaq Presario desktop computer, Model No. SR5034X, Serial No. MXX71406PP. This computer contained a Samsung 160GB SATA hard drive, Model No. HD160JJ/P, Serial No. SODFJ1GP107611;
- 14 14. Apple iPhone 4S, Model No. A1387, Serial No. CBPH20MGDTDW, IME No. 99000110136386. Sprint mini SIM card. No. 8901010008831126638F;
- 15 15. 100 CD's and DVD's;
- 16 16. 13 CD's and DVD's;
- 17 17. Hitachi DVD Cam, Serial No. 50320241;
- 18 18. Sony Digital Camera, Model No. MVC-FD100, Serial No. 500023. This device has no internal memory, but has media card and a 3.5 inch floppy diskette. The media card has 128MB of memory;
- 19 19. Kodak digital camera, Model No. Easyshare Z710, Serial No. KCXGG64336528;
- 20 20. Kodak digital camera, Model No. Z981, Serial No. KVYMN02061276;

- 1 21. A Black HP laptop model, G6-2237US, Serial#5CD2490UMC;
- 2 22. A Toshiba Satellite C655D-S5209 laptop, Serial #7B231863Q;
- 3 23. A Toshiba Satellite C55D-A5304 laptop, Serial #YD280824Q;
- 4 24. A Black Seagate Expansion Desktop Drive, P/N 1D7AP3-500, Serial #NA4K688Y;
- 5 25. An Apple iPhone in black case, model number A1332;
- 6 26. An Apple iPhone without a case, model number A1387;
- 7 27. A black Samsung cellular flip phone, model SPH-M270;
- 8 28. A black digital Canon EOS camera, Serial #3211600699, Model DS126201;
- 9 29. A Cannon Rebel XSi camera, model number DS126181, Serial #0670215963, containing
one 2 GB SD card;
- 10 30. A Nikon D700 digital camera, Serial #3114091, containing 2 SD cards, (1) 8 GB, (1) 16
GB;
- 11 31. An Apple iPhone, FCC ID: BCG-E2422A;
- 12 32. An Apple iPhone, FCC ID: BCG-E2430A;
- 13 33. A Toshiba External Drive, Serial number: 23EAPV0ZTRE8; and
- 14 34. Any visual depiction or any book, magazine, periodical, film, videotape, or other matter
which contains any such visual depiction, which was produced, transported, mailed,
shipped, or received in violation of Title 18, United States Code, Sections 2251, 2252, and
2252A.

19 All pursuant to Title 18, United States Code, Sections 2251(a), 2252A(a)(3) and (b)(1), and
20 2253(a)(3).

21 DATED this ____ day of March, 2015.

22 Respectfully submitted,

23 DANIEL G. BOGDEN
24 United States Attorney

25 /s/ MICHAEL A. HUMPHREYS
26 MICHAEL A. HUMPHREYS
Assistant United States Attorney

PROOF OF SERVICE

I, Mary Stoltz, Forfeiture Support Associates Paralegal, certify that the following individual was served with a copy of the Bill of Particulars on March 9, 2015, by the below identified method of service:

Electronic Filing

Brenda Wexler
Federal Public Defender
411 E. Bonneville, S 250
Las Vegas, NV 89101
Nancy_vasquez@fd.org
Counsel for William C. Thompson

/s/ Mary Stolz
Mary Stolz
Forfeiture Support Associates Paralegal